

EXHIBIT D

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0881CV02411 Harrington, Wendy vs. Deutsche Bank National Trust co. et al

- Case Type
- Contract / Business Cases
- Case Status
- Closed
- File Date
- 06/25/2008
- DCM Track:
- F - Fast Track
- Initiating Action:
- Sale or Lease of Real Estate
- Status Date:
- 06/25/2008
- Case Judge:
-
- Next Event:
-

All Information Party Event Docket Disposition

Party Information

Harrington, Wendy
- Plaintiff

Alias

- Party Attorney
- Attorney
 - Quat, Esq., Kenneth D
 - Bar Code
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 - Address
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- Defendant

Alias

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- Attorney
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- Attorney
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- Address
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Barclays Capital Real Estate Inc. d/b/a HomeEq Servicing
- Defendant

Alias

Party Attorney

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Ocwen Loan Servicing, LLC d/b/a HomeEq Servicing
- Defendant

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Homeq Servicing
- Defendant

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[More Party Information](#)

WMC Mortgage Corp.
- Defendant

[Alias](#)[Party Attorney](#)[More Party Information](#)

Events

Date	Session	Location	Type	Event Judge	Result
06/25/2008 02:00 PM	Civil D Rm 620		Hearing		Held as Scheduled
07/02/2008 02:00 PM	Civil L2 CR16		Hearing on Preliminary Injunction		Held as Scheduled
02/24/2011 02:00 PM	Civil L2 CR16		Hearing		Rescheduled
03/10/2011 02:00 PM	Civil L2 CR16		Hearing		Held as Scheduled
09/15/2011 02:00 PM	Civil L2 CR16		Final Pre-Trial Conference		Rescheduled
09/26/2011 02:00 PM	Civil L2 CR16		Final Pre-Trial Conference		Held as Scheduled
04/03/2012 02:00 PM	Civil L2 CR16		Rule 12 Hearing		Rescheduled
05/31/2012 02:00 PM	Civil L2 CR16		Rule 12 Hearing		Canceled
07/21/2015 02:00 PM	Civil L2 CR16		Motion Hearing		Held as Scheduled

Docket Information

<u>Docket Date</u>	<u>Docket Text</u>	<u>File Ref Nbr.</u>	<u>Image Avail.</u>
06/25/2008	Complaint & civil action cover sheet filed	1	
06/25/2008	Origin 1, Type A08, Track F.		
06/25/2008	Complaint P#1, SON to issue for PI, returnable 7/2/08 at 2:00 pm in Courtroom 740 (Haggerty, J.).		
07/02/2008	Settlement Agreement: Now comes Deutsche Bank National Trust co. , Homeq Servicing and Wendy Harrington and hereby agree to settle the instant injunction matter on the following terms and conditions: 1. Hearing on the request for injunctive relief continued generally; 2. Defendants agree not to proceed with eviction or re-XXXX XXXX. 3. Parties agree to enter into settlement discussions. (Filed in Court)	3	
07/02/2008	Amended Verified Complaint	3.1	
07/02/2008	SERVICE RETURNED (order of notice): Wendy Harrington	3.2	
07/02/2008	SERVICE RETURNED (order of notice): Wendy Harrington	3.3	
04/22/2010	Atty Wayne M Gray's withdrawal of appearance filed re: Wendy Harrington		
04/22/2010	Court received Notice of Appearance Pro Se of Plaintiff	4	
01/06/2011	Notice of Service of Motion for Leave to File Amended and Supplemental Complaint.	5	
02/01/2011	Plaintiff Wendy Harrington's MOTION to Correct Deocket, or in the Alternative, to Vacate Dismissal, Declaration of Receipt of no opposition.	6	
02/01/2011	Plaintiff's MOTION for Leave to file amended and supplemental complaint, Declaration of Reciept of No Opposition.	7	
02/17/2011	Defendants' MOTION for leave to file a Memorandum in opposition to Plaintiff Wendy Harrington's MOTION to Correct Deocket, or in the Alternative, to Vacate Dismissal, and Plff's Motion for leave to file an Amended and Supplemental Complaint; Affidavit of Service pursuant to Sup. Crt. Rule 9A	8	
03/10/2011	Defendants' Memorandum in Opposition to Plaintiff's Motion to Correct Docket or in the Alternative to Vacate the Dismissal and Motion For Leave to File an Amended and Supplemental Complaint. Filed in Court	9	
04/26/2011	Motion (P#6) Although this is a close question, and defendants have made a number of compelling points, since this does involve complex issues which are more properly analyzed as a Rule 56 motion. But for now, the dismissal is vacated and case is reinstated. (Holtz, Justice, Dated: 3/30/2011). Notices mailed 4/26/2011		
05/20/2011	Court received Notice Of Filing Of Notice Of Removal		
05/24/2011	Case REMOVED this date to US District Court of Massachusetts by deft Deutsche Bank National Trust	10	
05/24/2011	Findings: Above action this day removed to U.S.District Court		

<u>Docket Date</u>	<u>Docket Text</u>	<u>File Ref Nbr.</u>	<u>Image Avail.</u>
07/25/2011	Remanded to Superior Court from US District Court	11	
09/06/2011	Defendant Deutsche Bank National Trust co.'s, Barclays Capital Real Estate, Inc.'s D/B/A HomeQ Servicing And WMC Mortgage Corp.'s Notice of intent to file motion		
09/14/2011	Plaintiff Wendy Harrington's MOTION to continue Pretrial Conference and to establish new Tracking order deadline; Deutsche Bank National Trust Co's opposition to plff's motion	12	
09/14/2011	Plaintiff Wendy Harrington's MOTION for leave to file Amended and Supplemental Complaint; Defendant, Deutsche Bank National Trust Co.' Memorandum in opposition to plff's motion	13	
09/14/2011	Joint MOTION of the parties to further to amend tracking order.	14	
09/15/2011	Defendant's Motion to Dismiss filed in Court	14.5	
09/16/2011	Revised Joint pre-trial memorandum	15	
09/16/2011	Joint pre-trial memorandum	16	
09/21/2011	Joinder to opposition to Plaintiff Wendy Harrington's MOTION for leave to file Amended and Supplemental Complaint	17	
10/11/2011	(P#7) After hearing and review the Court concludes that under the circumstances justice requires that plaintiff be permitted to amend. The court is not convinced at this stage that the proposed amended complaint would be futile. Therefore, the Motion to Amend Complaint is ALLOWED. Counsel having agreed in open court that little discovery would be necessary. The discovery deadline shall be 1/13/12. (Garry V. Inge, Justice) Dated 10/7/11 and Notices mailed 10/11/2011		
10/18/2011	Plaintiff's Second Amended and Supplemental Complaint	18	
11/10/2011	Defendant Deutsche Bank National Trust co.'s Notice of intent to file motion to Dismiss		
11/16/2011	Defendant Barclays Capital Real Estate Inc. d/b/a HomeEq Servicing's Notice of intent to file motion to Dismiss Plaintiff's Second Amended Complaint		
01/25/2012	Defendant Deutsche Bank National Trust co.'s Motion To Dismiss; Defendnats' Memorandum of Law in Support Of Their Motion To Dismiss; Affidavit Of Service Pursuant To Superior Court Rule 9A; Plaintiff's Opposition To Defendant Deutsche Bank National Trust co.'s Motion To Dismiss second amended complaint	19	
06/28/2012	Stipulation of dismissal. Plaintiff, Wendy Harrington and defendnats, Deutsche Bank National Trust co., Barclays Capital Real Estate Inc. d/b/a HomeEq Servicing, Ocwen Loan Servicing, LLC d/b/a HomeEq Servicing, Homeq Servicing hereby stipulate that this action be dismissed, with prejudice, without interest, costs or attorneys' fees, and that the parties waive all rights of appeal and rights pursuant to M.R.CIV.P. 60.	20	
05/04/2015	Appearance entered On this date Kevin P. DeMello, Esq. added as Private Counsel for Defendant Deutsche Bank National Trust co.		
05/06/2015	Plaintiff Wendy Harrington's motion to vacate stipulation of dismissal	21	

<u>Docket Date</u>	<u>Docket Text</u>	<u>File Ref Nbr.</u>	<u>Image Avail.</u>
05/06/2015	Opposition to paper #21.0 "Plaintiff's motion to vacate stipulation of dismissal." filed by Deutsche Bank National Trust co., Ocwen Loan Servicing, LLC d/b/a HomeEq Servicing	21.1	
05/08/2015	Appearance entered On this date Kevin P. DeMello, Esq. added as Private Counsel for Defendant Barclays Captital Real Estate Inc. d/b/a HomeEq Servicing		
05/08/2015	General correspondence regarding Notice of Defendant, That Barclays Capital Real Estate Inc. joins in opposition to the Pliff's Motion to re-open case Applies To: Barclays Captital Real Estate Inc. d/b/a HomeEq Servicing (Defendant); Homeq Servicing (Defendant)	22	
06/09/2015	The following form was generated: Notice to Appear Sent On: 06/09/2015 09:39:23		
07/21/2015	Event Result: The following event: Motion Hearing scheduled for 07/21/2015 02:00 PM has been resulted as follows: Result: Held as Scheduled Appeared:		
07/22/2015	Endorsement on Motion to Vacate 6-28-2012 Dismissal with Prejudice (#21.0): DENIED Plaintiff did not appear for hearing on July 21. Defendant did appear. Hearing did not take place and motion is decided on the papers without oral argument. Sufficient legal grounds not not exist for vacating the dismissal and the motion is DENIED. (Wall, J.) Dated 7/21/15 and copies mailed 7/22/15		
09/09/2016	General correspondence regarding "opposition to Plaintiff's request" received from plaintiff	23	
10/06/2016	ORDER: VACATING PLEADING #23 Pleading #23 is hereby vacated due to clerical error. Pleading #23 is defendants answer to complaint in docket #16CV2117	24	

Case Disposition

<u>Disposition</u>	<u>Date</u>	<u>Case Judge</u>
Disposed by Agreement / Settled	06/28/2012	